



EDMUND G. BROWN JR.
GOVERNOR

MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

JUN 18 2014

Mr. J. Paul DeMyer
Sr. Vice President, Real Estate
Santa Catalina Island Company
P.O. Box 737
Avalon, CA 90704

Mr. John J. Mack
Chief Conservation and Education Officer
Catalina Island Conservancy
P.O. Box 2739
Avalon, CA 90704

COMMENTS ON DRAFT COMPLIANCE PLAN FOR NORTHWEST SANTA CATALINA ISLAND (NO. 25) AND WESTERN SANTA CATALINA ISLAND (NO. 26) AREAS OF SPECIAL BIOLOGICAL SIGNIFICANCE FROM SANTA CATALINA ISLAND COMPANY AND CATALINA ISLAND CONSERVANCY

Dear Mr. DeMyer and Mr. Mack:

The State Water Resources Control Board (State Water Board) received the Areas of Special Biological Significance (ASBS) draft Compliance Plan from the Santa Catalina Island Company (SCICo) on behalf of the Catalina Island Conservancy (CIC) dated September 20, 2013. A draft compliance plan is required under section I.A.3.b of Attachment B of the State Water Board's Resolution No. 2012-0012 *Approving Exceptions to the California Ocean Plan for Selected Discharges into Areas of Special Biological Significance, Including Special Protections for Beneficial Uses, and Certifying a Program Environmental Impact Report (General Exception)*. Attachment B in the General Exception contains the Special Protections.

State Water Board staff has reviewed the draft Compliance Plan and provides the following comments:

1. **Map of storm water runoff:** Section I.A.2.a of the Special Protections requires a map displaying surface drainage of storm water runoff that highlights the prioritized discharges and describes the structural Best Management Practices (BMPs) employed or to be employed. This section also requires a procedure for updating the map be included in the Storm Water Pollution Prevention Plan (SWPPP).

The maps in Figures 2-1 and 2-2 of the draft Compliance Plan do not show where structural BMPs are employed or will be employed in relation to these prioritized discharges. Please highlight structural BMPs on the map, and also include a procedure for how and when these maps will be updated in the final Compliance Plan.

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, Ca 95812-0100 | www.waterboards.ca.gov

2. **Structural BMPs:** Section I.A.2.f of the Special Protections requires the draft Compliance Plan to describe structural BMPs that are in place or will be built to target higher threat discharges. This includes any low impact development measures employed to control storm water runoff.

The discharge sites identified as high to moderately high threat are CAT045 and CAT042, both of which are being monitored. In the final Compliance Plan, please describe implementation of any structural BMPs that specifically address these higher threat discharges. These BMPs should be designed to reduce flow and pollutant loading to ensure the natural water quality of the ASBS receiving water is maintained. In the final Compliance Plan, please clarify how structural controls have been implemented to achieve compliance for these discharges.

3. **Compliance and implementation schedule:** Section I.A.3.b requires the final Compliance Plan to include a schedule for structural controls based on results of the runoff and the receiving water monitoring to be submitted within 30 months from the effective date of the General Exception. Section I.A.3.d stipulates that any structural controls identified in the final Compliance Plan be operational within six years of the effective date.

The draft Compliance Plan does not contain a timeline or schedule that explicitly lists when planned or proposed structural BMPs will be implemented. Section 6.2 of the draft Compliance Plan lists the installation of a boat cleaning area to capture water from washing, but it is unclear when this control will be implemented. Please clarify in section 9.3 of the final Compliance Plan when specific structural controls are planned to be operational. We understand that results from receiving water and core discharge monitoring may change which structural controls are necessary to comply with the Special Protections. Please include a description and schedule for any additional projects to be implemented and operational by the compliance deadline of March 20, 2018. If this compliance deadline cannot be met, additional information is required to support an extension.

We appreciate the efforts of SCICo and CIC on the draft Compliance Plan and will continue to collaborate to resolve the comments mentioned in this letter as needed. By September 20, 2014, please submit the final Compliance Plan for approval by the State Water Board Executive Director and that addresses the above comments.

For further questions pertaining to this subject matter, please contact Dr. Maria de la Paz Carpio-Obeso, Ocean Unit Chief, at (916) 341-5858 or MarieleaPaz.Carpio-Obeso@waterboards.ca.gov.

Sincerely,



Victoria A. Whitney, Deputy Director
Division of Water Quality

cc: Samuel Unger, Executive Officer
Los Angeles Regional Water Quality Control Board
samuel.unger@waterboards.ca.gov

Cassandra Owens, Industrial Permitting
Los Angeles Regional Water Quality Control Board
cassandra.owens@waterboards.ca.gov